

A REGULAR MEETING OF THE FAUQUIER COUNTY BOARD OF SUPERVISORS WAS HELD JULY 16, 1996 AT 1:30 P.M. IN WARRENTON, VIRGINIA

P R E S E N T Mr. David C. Mangum, Chairman; Mr. James G. Brumfield, Vice Chairman; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks; Mr. G. Robert Lee, County Administrator; Mr. Paul S. McCulla, County Attorney

OVERVIEW OF THE COMPREHENSIVE SERVICES ACT

A work session was held to receive an overview of the Comprehensive Services Act.

UPDATE ON THE PROPOSED SURFACE WATER QUALITY PROTECTION PROGRAM

A work session was held to receive an update on progress regarding establishment of a multi-phased program for surface water quality protection in Fauquier County.

FINANCIAL ISSUES, PROTOCOLS, AND PROCEDURES

A work session was held to review and discuss financial issues, protocols and procedures associated with the County's budget process and the role of the Finance Committee.

TECHNOLOGY PLAN - BOB HARRIS AND JIM SNYDER

A work session was held to review the County and School Information Technology Plans.

FAUQUIER COUNTY PUBLIC LIBRARY STRATEGIC INFORMATION TECHNOLOGY PLAN -- FY 1998-2000

A work session was held to review and discuss the Public Library's Strategic Technology Plan for FY 1998 through 2000.

SITE VISIT -- ACCESS ROAD FOR THE NEW COUNTY SANITARY LANDFILL AT CORRAL FARM

The Board of Supervisors visited the site of the proposed County Landfill at the Corral Farm to view the proposed location of the access road.

The meeting was reconvened in regular session at 6:30 p.m. in the Warren Green Meeting Room.

ADOPTION OF THE AGENDA

Mr. Brumfield moved to adopt the agenda subject to adding an Executive

Session to discuss legal matters to the Regular Agenda and adding Proclamation in Support of the 13th Annual National Night Out to the Consent Agenda. Mr. Green seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks
Nays: None
Absent During Vote: None
Abstention: None

EMPLOYEE OF THE MONTH -- REGINA T. DODSON

Mr. Brumfield moved to adopt the following resolution. Mr. Burton seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks
Nays: None
Absent During Vote: None
Abstention: None

RESOLUTION

A RESOLUTION TO RECOGNIZE REGINA T. DODSON AS THE FAUQUIER COUNTY EMPLOYEE OF THE MONTH FOR AUGUST 1996

WHEREAS, the Fauquier County Board of Supervisors recognizes that the County's employees are its most valuable resource; and

WHEREAS, effective July 16, 1991, the Board of Supervisors approved the resolution to establish the Employee Awards Program; and

WHEREAS, the Board of Supervisors selects one employee from those nominated, based upon the merits of outstanding performance and productivity, positive job attitude and other noteworthy contributions to the County; and

WHEREAS, Regina T. Dodson, Executive Assistant II, was nominated for the award; and

WHEREAS, Regina T. Dodson is a dedicated and loyal member of the Fauquier County Administrator's Office; and

WHEREAS, Regina T. Dodson's "can-do" attitude, professionalism, initiative, quality services and overall work ethic have set her apart from other public service employees; and

WHEREAS, Regina T. Dodson displays a unique ability to remain focused on the issues during stressful moments with competing work conflicts and varying deadlines; and

WHEREAS, Regina T. Dodson again proved her ability to use initiative and sound judgment recently during an assignment involving correspondence between the Fauquier County Board of Supervisors and the United States Postal Service in rewriting a critical piece of correspondence with significant clarity, focus, and meaning; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 16th day of

July 1996, That Regina T. Dodson be, and is hereby, recognized as the Fauquier County Employee of the Month for August 1996; and, be it

RESOLVED FURTHER, That the Fauquier County Board of Supervisors extends gratitude to Regina T. Dodson for her outstanding performance and dedicated service; and, be it

RESOLVED FINALLY, That Regina T. Dodson is hereby entitled to all of the rights and privileges associated with this award.

Mr. Mangum then presented Ms. Dodson with a copy of the resolution, a certificate, a paperweight and \$100.00.

CITIZENS TIME

Dennis McMullen voiced his concern about the high density zoning for the New Baltimore area.

Bob Sowder spoke regarding his concern about a letter he received from Community Development for a bond on a project.

John Albertella, representing the Ivy Hill Homeowners Association, asked the Board for support of the resolution to urge VDOT to complete sound barriers adjacent to Ivy Hill.

Jeff Lippincott requested the Board of Supervisors co-sponsor a meeting of the New Baltimore area residents so that they would not have to have an insurance rider to use C. Hunter Elementary School.

CONSENT AGENDA

Mr. Brumfield moved to adopt the following Consent Agenda items. Mr. Green seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks

Nays: None

Absent During Vote: None

Abstention: None

Approval of the Minutes of the June 28, 1996 Adjourned Meeting and the July 2, 1996 Regular Meeting

A Resolution to Reclassify the Full-Time Legal Assistant (Grade 17) to a Full-Time Receptionist/Office Assistant (Grade 9)

RESOLUTION

A RESOLUTION TO RECLASSIFY THE FULL-TIME LEGAL ASSISTANT (GRADE 17) TO A FULL-TIME RECEPTIONIST/OFFICE ASSISTANT (GRADE 9)

WHEREAS, the Administrative Assistant to the Board of Supervisors has requested that the full-time Legal Assistant (Grade 17) be reclassified as a full-

time Receptionist/Office Assistant (Grade 9); and

WHEREAS, the Administrative Assistant to the Board of Supervisors has demonstrated before the Personnel Committee of the Board of Supervisors at its meeting on 1 July 1996, that the nature of the work currently performed by the full-time Legal Assistant is more in keeping with the duties of the Receptionist/Office Assistant; and

WHEREAS, the Administrative Assistant to the Board of Supervisors has assured the Personnel Committee that this reclassification will not require the addition of personnel funds to the Board of Supervisors' current or future operating budgets; and

WHEREAS, the Personnel Committee approved the Administrative Assistant's request and directed it to be placed on the Consent Agenda of the Board of Supervisors; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 16th day of July 1996, That the position of Legal Assistant (Grade 17), currently held by Susan Waddell, be, and is hereby, reclassified to Receptionist/Office Assistant (Grade 9) effective July 1, 1996; and, be it

RESOLVED FURTHER, That the above reclassification shall have no impact on the Board of Supervisors' current or future operating budget.

A Resolution to Authorize a Temporary Lease Agreement for the Economic Development Task Force Office

RESOLUTION

A RESOLUTION TO AUTHORIZE A TEMPORARY LEASE AGREEMENT FOR ECONOMIC DEVELOPMENT TASK FORCE OFFICE SPACE

WHEREAS, until recently the Fauquier County Economic Development Task Force occupied space in the office of the Commissioner of the Revenue; and

WHEREAS, the space in the Commissioner of the Revenue office was needed by the Commissioner effective 1 July 1996; and

WHEREAS, no other public building space is available to accommodate the immediate and anticipated short-term office requirements of the Economic Development Task Force; and

WHEREAS, G. Robert Lee, County Administrator, and James G. Brumfield, Vice-Chairman of the Fauquier County Board of Supervisors and the Board's representative on the Economic Development Task Force, toured available office space proximate to the existing Fauquier County public offices; and

WHEREAS, the most cost effective short-term office space available to accommodate the Fauquier County Economic Development Task Force office is located in the California Building at Hotel and Court Streets in the Town of Warrenton; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 16th day of July 1996, That a Commercial Lease Agreement for the period 1 July 1996 through 31 December 1996, payable without demand in monthly installments of

\$275.00 be, and is hereby, authorized.

RESOLVED FURTHER, That the County Administrator be, and is hereby, authorized to sign the said Commercial Lease Agreement on behalf of Fauquier County.

Grace Episcopal Church -- Final Site Plan

No action was taken.

A Resolution of Opposition to the Location of Railway and Transportation Corridors in Fauquier County

RESOLUTION

WHEREAS, the Virginia Department of Transportation is conducting a Railroad Alignment Improvement Study in the City of Manassas, Prince William and Fauquier Counties to analyze various options to relieve highway traffic congestion caused by the freight train operations of the Norfolk Southern Railway in the City of Manassas and the areas of Fauquier and Prince William Counties south and west of Manassas; and

WHEREAS, two of the ten alternative alignments currently being considered go through the eastern part of Fauquier County beginning at Route 28 and going in a northerly direction before leaving Fauquier County in the vicinity of where Vint Hill Road leaves Fauquier County; and

WHEREAS, the two alternatives (Alternative 8 & 9) which go through Fauquier County traverse productive farmland, as well as go through the Southern Fauquier Agricultural and Forestal District; and

WHEREAS, Alternatives 8 & 9 also go very close to Lake Manassas as well as a number of Prince William County residents; and

WHEREAS, Alternatives 8 & 9 will also go through a Historic District located adjacent to Broad Run in Prince William County; and

WHEREAS, the name of the Western Washington Bypass Major Investment Study (MIS) has been changed to more accurately depict the focus of this MIS and is now called the Western Transportation Corridor Study; and

WHEREAS, the proposed alignment identified in the Western Transportation Corridor Study also traverses through the eastern section of Fauquier County; and

WHEREAS, the proposed alignment of the Western Transportation Corridor Study transversion Fauquier County goes through prime agricultural lands as well as the Southern Fauquier Agricultural and Forestal District; and

WHEREAS, in October of 1995 the Fauquier County Board of Supervisors passed a resolution opposing the location of a Western Washington Bypass in Fauquier County due to the fact that a Western Bypass located in Fauquier County would have extreme and long lasting negative impacts on Fauquier County and no identifiable positive impacts; and

WHEREAS, locating the alignment of the Western Transportation Corridor Study as well as allocating the Railroad Realignment Alternatives 8 or 9 in or

adjacent to Fauquier County would be in total conflict with the Comprehensive Plan of the County; and

WHEREAS, the Fauquier County Board of Supervisors having in June 1990 unanimously approved a resolution stating its steadfast opposition to any Western Bypass; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 16th day of July 1996, That the Fauquier County Board of Supervisors unequivocally states its opposition to Alternatives 8 and 9 of the Virginia Department of Transportation's Railroad Alignment Improvement Study and unequivocally states its opposition to locating the alignment of the Western Transportation Corridor Study in Fauquier County; and be it

RESOLVED FURTHER, THAT the Chairman of the Board of Supervisors is authorized to convey this resolution to the Governor of the Commonwealth of Virginia, the Commonwealth Transportation Board, the Secretary of Transportation and the Virginia Department of Transportation Commissions.

A Proclamation in Support of the 13th Annual National Night Out

PROCLAMATION

A PROCLAMATION OF SUPPORT FOR THE
13TH ANNUAL NATIONAL NIGHT OUT ACTIVITIES
PLANNED FOR TUESDAY, 6 AUGUST 1996

WHEREAS, the National Association of Town Watch (NATW) is sponsoring a unique, nationwide crime and drug prevention program on August 6, 1996 called "National Night Out"; and

WHEREAS, the 13th Annual National Night Out provides a unique opportunity for Fauquier County to join forces with thousands of other communities across the country in promoting cooperative, police-community crime and drug prevention efforts; and

WHEREAS, the Board of Supervisors plays a vital role in assisting the Fauquier County Sheriff's Office through joint crime and drug prevention efforts in Fauquier County and is supporting National Night Out 1996 locally; and

WHEREAS, it is essential that all citizens of Fauquier County be aware of the importance of crime prevention programs and impact that their participation can have on reducing crime and drug abuse in Fauquier County; and

WHEREAS, police-community partnerships and neighborhood safety and awareness and cooperation are important themes of the National Night Out Program; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 16th day of July 1996, That the Board of Supervisors does hereby call upon all citizens of Fauquier County to join the Fauquier Sheriff's Office and the National Association of Town Watch in supporting the 13th Annual National Night Out on August 6, 1996; and, be it

RESOLVED FURTHER, That the Board of Supervisors does hereby proclaim Tuesday, 6 August 1996 as National Night Out in Fauquier County.

REZONING REQUEST - STEVEN W. RODGERS

A public hearing was held at the June 18, 1996 meeting to consider a request from Steven W. Rodgers to rezone 44 acres of land from Village Residential (V) to Rural Agricultural (RA). Mr. Brumfield moved to table the decision until the August 20, 1996 meeting. Mr. Weeks seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks

Nays: None

Absent During Vote: None

Abstention: None

A RESOLUTION IN SUPPORT OF LOCAL EFFORTS VIA DELEGATE KATZEN TO URGE VDOT TO COMPLETE SOUND BARRIERS ADJACENT TO IVY HILL AND SOUND WALL HEIGHT BEHIND OAK SPRINGS -- ROUTE 17 SPUR PROJECT

Mr. Brumfield moved to adopt the following resolution. Mr. Burton seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks

Nays: None

Absent During Vote: None

Abstention: None

RESOLUTION

A RESOLUTION REQUESTING THE SECRETARY OF TRANSPORTATION AND THE COMMONWEALTH TRANSPORTATION BOARD TO ADD NEEDED NOISE MITIGATION IMPROVEMENTS TO ROUTE 17 SPUR PROJECT

WHEREAS, the Fauquier County Board of Supervisors has been made aware of the urgent concerns of the Board of Directors of the Ivy Hill Homeowners' Association (IHHA), with regard to the need for additional noise mitigation measures to be taken at, and beyond, the Ivy Hill Drive cul-de-sac; and

WHEREAS, the Virginia Department of Transportation, which repeatedly assured noise-impacted communities of its intent to fully mitigate the noise impacts of its Route 17 Spur Project, now declines to honor the IHHA request for corrective noise mitigation measures; and

WHEREAS, the State Noise Abatement Policy allows the Commonwealth Transportation Board to make exceptions to strict technical criteria for noise walls contained in said policy; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 16th day of July 1996, That the Board respectfully requests the Secretary of Transportation and the Commonwealth Transportation Board to add the following additional improvements to the noise walls already planned for the area at, and beyond, the Ivy Hill Drive cul-de-sac:

- a) The sound wall should be extended to the west for approximately 200 to 300 feet from station 290 to 295; and
- b) The entire sound wall (from station 290 to 295) should be extended upward so that the top of the sound wall matches the elevation on the hilltop of the south side of the alignment at station 295. (Note: VDOT plans indicate that this elevation is approximately 550 feet.) (Note that all station references are approximate.)

A RESOLUTION REQUESTING THAT THE PLANNING COMMISSION STUDY
CERTAIN ASPECTS OF THE 1992-2010 FAUQUIER COUNTY
COMPREHENSIVE PLAN

Mr. Brumfield moved to adopt the following resolution. Mr. Weeks seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks

Nays: None

Absent During Vote: None

Abstention: None

RESOLUTION

A RESOLUTION REQUESTING THAT THE PLANNING COMMISSION STUDY
CERTAIN ASPECTS OF THE 1992-2010 FAUQUIER COUNTY
COMPREHENSIVE PLAN

WHEREAS, on September 20, 1994, the Fauquier County Board of Supervisors unanimously adopted the 1992-2010 Fauquier County Comprehensive Plan; and

WHEREAS, the adoption of said Comprehensive Plan was preceded by years of study and participation by the Planning Commission and a 15-member Plan Review Advisory Committee (PRAC) whose function was to serve as a conduit for information and input from the citizens to the Planning Commission and vice versa; and

WHEREAS, during this update of the Comprehensive Plan, it was determined that the planning period should be extended from ten to twenty years to facilitate planning for public utilities, facilities and transportation; and

WHEREAS, in furtherance of the Comprehensive Plan, following recommendation of the Planning Commission, the Board, on July 5, 1995, adopted a Planned Residential District Ordinance which was intended to permit development in service districts of mixed use communities with a balance of support commercial uses, community amenities and open space areas; and

WHEREAS, in furtherance of the Comprehensive Plan, the Planning Commission has under study and consideration the Rural Areas Land Use Plan commissioned by the Board and prepared by Earth Design Associates, Inc., and others, for eventual incorporation as Chapter 8 of the Comprehensive Plan; and

WHEREAS, said Comprehensive Plan, recognizing the imminent closure of Vint Hill Farms Station, provided that, upon completion of the initial Base Reuse Plan, "decisions will be made as to the appropriate inclusion of its findings into the County's Comprehensive Plan"; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 16th day of July 1996, That, in furtherance of the Comprehensive Plan, the Fauquier County Planning Commission be, and is hereby, requested to study the Vint Hill Farms Station Preferred Reuse Plan Final Report, June 1995, heretofore prepared by Dewberry and Davis, and others, and approved by this Board on August 15, 1995, and to consider how the matters and recommendations contained therein might be best incorporated into the County's Comprehensive Plan; and, be it

RESOLVED FURTHER, That the Planning Commission, in cooperation with the Vint Hill Farms Economic Development Authority, study appropriate land uses including possible designation of the facility as a Planned Research and Development District and make recommendations as to the most appropriate zoning classifications of the lands comprising Vint Hill Farms Station.

APPOINTMENTS

Mr. Green moved to appoint David deGive to the Service District Funding Options Committee. Mr. Weeks seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks
Nays: None
Absent During Vote: None
Abstention: None

The Supervisors appointed Mr. Burton as the Board representative and John Berna as Chairman of the Service District Funding Options Committee.

ENDORSEMENT OF THE CORRAL FARM AS THE SITE FOR THE LORD FAIRFAX COMMUNITY COLLEGE EXPANSION

Mr. Brumfield moved to adopt the following resolution. Mr. Burton seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks
Nays: None
Absent During Vote: None
Abstention: None

RESOLUTION

A RESOLUTION TO ENDORSE CORRAL FARM AS THE SITE FOR THE LORD FAIRFAX COMMUNITY COLLEGE - FAUQUIER CAMPUS

WHEREAS, the Fauquier County Board of Supervisors entered into a sales contract with B.G. Sowder on April 10, 1991 for the purchase of approximately 235 acres known as the Corral Farm; and

WHEREAS, the contract listed the County's interest in acquiring the land as "use as a sanitary landfill or for other public purposes"; and

WHEREAS, the recitals contained within the sales contract also clearly stated the Board of Supervisors commitment to set aside 15 acres of land for the expansion of the Lord Fairfax Community College within 7 years of the execution of the contract; and

WHEREAS, the Board of Supervisors exercised its option to purchase the Corral Farm property on April 12, 1993; and

WHEREAS, the Board of Supervisors has agreed to set aside approximately 50 acres for the community college campus at Corral Farm; and

WHEREAS, the Board of Supervisors has recognized the location of an expanded community college campus in Fauquier County as an important community priority and has already set aside over \$1.5 million dollars for site preparation; and

WHEREAS, the Virginia Community College System has to date expended approximately \$250,000 on site-specific architectural and engineering plans; and

WHEREAS, through the efforts of Delegate Jay Katzen and other members of Fauquier County's General Assembly delegation, representatives of Lord Fairfax Community College, the Board of Supervisors and the citizens of Fauquier County, approximately \$7.2 million was appropriated by the Legislature in FY1997 for the construction of the Fauquier Campus; and

WHEREAS, Governor Allen specifically expressed his expectation to representatives of Lord Fairfax Community College that the campus would be constructed at Corral Farm; and

WHEREAS, the Fauquier County Board of Supervisors is firmly committed to the completion of this project in a timely manner and wishes to clarify for the public record its intentions; now, therefore, be it

RESOLVED, by the Fauquier County Board of Supervisors this 16th day of July 1996, That the Board of Supervisors does hereby express its firm and continued support for the planned construction of the Lord Fairfax Community College - Fauquier Campus at Corral Farm, and, be it

RESOLVED FURTHER, That the Board of Supervisors be, and does hereby, authorize the conveyance of real property at Corral Farm as shown on the boundary line adjustment survey dated April 17, 1996 by VH & D Inc., Land Planners and Surveyors. Provided however, that such conveyance is contingent upon delineation on the plat of property to be transferred, those areas upon which the County reserves a 15 foot wide sewer and water easement to the residue of the property of the County and, also a 50 foot wide ingress/egress easement to and from the residue of the County property, and provided further that said ingress/egress easement shall not be used for landfill access, for heavy trucks or for ingress/egress traffic exceeding 150 vehicle trips per day and, provided finally that the County acknowledges and agrees that the Community College shall have the right to close the aforesaid ingress/egress easement from 11:00 p.m. to 6:00 p.m. daily.

REMINGTON HOME, INC.'S REQUEST TO THE VIRGINIA GENERAL ASSEMBLY FOR EXEMPTION FROM LOCAL REAL PROPERTY TAXES

A public hearing was held to consider a request from Remington Home, Inc. for support of a request to the Virginia General Assembly for exemption from

local real property taxes. Elizabeth Bartenstein and Andrew Parrish spoke in favor of the request. No one else spoke. The public hearing was closed. Mr. Weeks moved to adopt the following resolution. Mr. Burton seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks
Nays: None
Absent During Vote: None
Abstention: None

RESOLUTION

A RESOLUTION IN SUPPORT OF THE DESIGNATION
OF REAL PROPERTY OWNED BY REMINGTON HOME, INC.
AS TAX EXEMPT REAL PROPERTY

WHEREAS, Remington Home, Inc. has been established, at HUD direction, as owner of this property identified as PIN #6887-09-3638-000, and the house to be built on it; and

WHEREAS, they have applied for tax exempt status to the Internal Revenue Service and they have determined Remington Home, Inc. is exempt from federal income tax under Section 501(a) of the Internal Revenue Code as an organization described in Section 501(c)(3); and

WHEREAS, the Internal Revenue Service, during an advance ruling period (January 5, 1996 through December 31, 2000) has determined that Remington Home, Inc. can expect to be a publicly supported organization described in Sections 509(a)(1) and 170(b)(1)(A)(vi); and

WHEREAS, the sponsor of this corporation and the building of the group home is Fauquier Citizens for Handicapped Persons, Inc., a 501(c)(3) organization which applied for the HUD grant; and

WHEREAS, Rappahannock-Rapidan Community Services Board has documented the need for this facility and will provide supervision and management services for the persons living there; and

WHEREAS, the residents of the home shall be low income, mentally retarded adult individuals unable to live on their own without assistance; and

WHEREAS, by adoption of this resolution, the Board of Supervisors certifies that it has examined the criteria set forth in Subsection B of Section 30-19.04 and to the extent its property is not used by non-charitable, historical, or cultural uses, Remington Home, Inc. meets the criteria set forth in Article X of the Constitution of the Commonwealth of Virginia, and Virginia Code Section 58.1-3650 and 30-19.04(B)(1)-(8), in answer to the questions:

1. Remington Home, Inc. is exempt from taxation pursuant to Section 501(c) of the Internal Code of 1954;
2. The Remington Home, Inc. does not hold an alcoholic beverage license;
3. No director or officer is paid except to reimburse out of pocket expenses for postage or long distance phone bills for the organization;
4. No part of the net earnings inures to the benefit of any individual. A portion of the services provided by Remington Home, Inc. may be generated

by funds received from donations, contributions or local, state, or federal grants;

5. The Remington Home, Inc. will provide oversight of the home and maintain the house and yard. It is being built as a permanent residence for mentally retarded adults without regard to race or religion;

6. None of the home's activities will attempt to influence legislation. The organization does not participate in, or intervene in, any campaign on behalf of any candidate for public office;

7. The organization does not discriminate on the basis of religious conviction, race, color, sex, or national origin;

8. The revenue impact to the locality of exempting the property is an estimated \$25,000 according to the Commissioner of the Revenue's Office; and

9. The Rappahannock-Rapidan Community Services Board has indicated a need for homes for this population in Fauquier County; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 16th day of July 1996, That the Board of Supervisors does hereby support Remington Home, Inc.'s request to the Virginia General Assembly for exemption of local property taxes, to the extent that its property is not leased or used by non-charitable, historical or cultural uses; and, be it

RESOLVED FURTHER, That the Board of Supervisors' support of this request is contingent upon Remington Home, Inc.'s annual submission to the Commissioner of the Revenue of Fauquier County an affidavit setting forth the percentage of use of the group home for charitable, historical or cultural uses; and, be it

RESOLVED FURTHER, That the Board of Supervisors does recommend to the General Assembly the specific classification of charitable for the real property owned by Remington Home, Inc.; and, be it

RESOLVED FINALLY, That the County Administrator be directed to forward this resolution to members of the General Assembly.

SPECIAL EXCEPTION -- STERLING HOMES CORPORATION -- LEE'S GLEN SUBDIVISION

A public hearing was held to consider a request for special exception approval for Sterling Homes Corporation to amend Condition #8 of a previously approved special exception for the Lee's Glen Subdivision which was approved in 1991 and stipulates that there shall be no cul-de-sac longer than 700 feet until the interparcel connection is completed to Luck Hill Road (Route 656). The property is located northeast of Remington and is bisected by Business Routes 29/15 approximately one mile south of its intersection with Routes 655 and 657, PIN #688-22-3625-000, Lee District. No one spoke. The public hearing was closed. Mr. Mangum moved to adopt the following resolution. Mr. Green seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks

Nays: None

Absent During Vote: None

Abstention: None

RESOLUTION

A RESOLUTION TO APPROVE THE REQUEST
OF STERLING HOMES CORPORATION TO AMEND
CONDITION #8 OF THE 1991 SPECIAL EXCEPTION
PERMIT ISSUED TO STERLING HOMES CORPORATION

WHEREAS, Sterling Homes Corporation received a special exception permit in 1991 from Fauquier County which included a number of conditions; and

WHEREAS, Condition #8 of this Special Exception permit stated that there shall be no cul-de-sac longer than 700 feet until the interparcel connection is completed to Lucky Hill Route (Route 656); and

WHEREAS, Condition #7 of the 1991 Special Exception indicates the applicant will bond to construct all the on-site section of Confederate Boulevard at the recordation of the first lot in Section 2 of Lee's Glen; and

WHEREAS, Sterling Homes Corporation is anticipating developing Section 2 of the Lee's Glen Subdivision in the near future and this condition would mean that the twenty (20) lots on the Fort Lee Drive cul-de-sac would not be able to be constructed until this offsite road was completed; and

WHEREAS, a section of this offsite continuation of Confederate Drive will be incorporated as a part of the Meadows of Remington housing development; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 16th day of July 1996, That Condition #8 of the 1991 Special Exception permit issued to Sterling Homes for the Lee's Glen Subdivision is hereby amended by removing Condition #8 from the 1991 permit.

SPECIAL EXCEPTION -- BESSIE J. GIBBS, OWNER, AND ROBIN GIBBS,
APPLICANT -- DUPLEX DWELLING

A public hearing was held to consider a request for special exception approval from Bessie J. Gibbs, Owner, and Robin Gibbs, Applicant, to change the status of a single family dwelling to a dwelling duplex. The property is located on the North side of John Marshall Highway (Route 55) in Linden, PIN #6001-64-1671-000, Marshall District. Robert Gibbs spoke in favor of the request. No one else spoke. The public hearing was closed. Mr. Green moved to adopt the following resolution. Mr. Brumfield seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur
W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks
Nays: None
Absent During Vote: None
Abstention: None

RESOLUTION

A RESOLUTION TO APPROVE SPECIAL EXCEPTION
REQUEST #SE96-M-17
BIG STONE HOUSE

WHEREAS, the applicant, Robin Gibbs, is requesting a special exception to change the status of a single family dwelling to a dwelling duplex; and,

WHEREAS, the Special Exception Application of Robin Gibbs has been

properly filed and all required notices of the public hearing have been properly made, and the applicant has presented evidence both oral and documentary, and the staff has a filed staff report, all indicating compliance with the general standards for special exception as set forth in Article 5 of the Zoning Ordinance and the Board further finds that the more restrictive standards of Article 5-106 of said Zoning Ordinance are met in this application; now therefore, be it

RESOLVED, by the Fauquier County Board of Supervisors this 16th day of July 1996, That Special Exception #SE96-M-17, Big Stone House (PIN 6001-64-1671), be and is hereby, approved subject to the following conditions:

1. Special exception approval for a duplex dwelling shall be granted specifically for the one structure as specified in the plat, prepared by the applicant and dated 5/17/96, located on the property as identified by PIN 6001-64-1671-000.

AMENDED REZONING REQUEST -- VIRGINIA SOLID FUELS, INC., OWNERS,
AND PAYNE'S PARKING DESIGN, INC., APPLICANT --
PAVEMENT/HIGHWAY STRIPING BUSINESS

A public hearing was held to consider a request from Virginia Solid Fuels, Inc., Owners, and Payne's' Parking Design, Inc., Applicant, to amend a condition placed on the Virginia Solid Fuels property when it was rezoned in 1985 which contained a condition that the uses be limited to those in which an agricultural and forestal product is used. The property is located on the south side of Ritchie Road (Route 644) just east of the intersection with Marsh Road (Route 17), PIN #7808-31-8892-000, Cedar Run District. Ben Jones, representing the applicant, spoke in favor of the request. No one else spoke. The public hearing was closed. Mr. Burton moved to adopt the following ordinance. Mr. Weeks seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks

Nays: None

Absent During Vote: None

Abstention: None

ORDINANCE

AN ORDINANCE TO APPROVE REZONING AMENDMENT REQUEST
#RZA 96-CR-01, VIRGINIA SOLID FUELS PROPERTY

WHEREAS, Payne's Parking Designs and Virginia Solid Fuels have petitioned to amend the Fauquier County Zoning Map by amending the conditions attached to a 1985 rezoning of property to I-2 Conditional; and

WHEREAS, this request was filed in accordance with Article 13-202 of the Fauquier County Zoning Ordinance; and

WHEREAS, the Fauquier County Planning Commission held a public hearing on this request on June 27, 1996 and recommended approval of this rezoning amendment; and

WHEREAS, the Board of Supervisors on July 16, held a public hearing on this Zoning Map Amendment; and

WHEREAS, by the adoption of this Ordinance the Board of Supervisors has determined that the public necessity, convenience, general welfare, or good

zoning practice is satisfied by this amendment to the Fauquier County Zoning map; now, therefore, be it

ORDAINED, by the Fauquier County Board of Supervisors this sixteenth day of July 1996, That Rezoning Amendment Request RZA96-M-01 to amend the previously proffered conditions for the parcel identified as PIN #7808-31-8892-000 to allow those uses permitted by Section 3-317 (3) of the Fauquier County Zoning Ordinance be, and is hereby, approved subject to the Rezoning Plat, prepared by James G. Butler and Associates dated May 3, 1991, and the applicant's Proffer Statement dated June 27, 1996.

ZONING ORDINANCE TEXT AMENDMENT TO SECTION 3-309.2,
SWIMMING/TENNIS (RACQUET) FACILITY, PUBLIC OR PRIVATE

A public hearing was held to consider a Zoning Ordinance Text Amendment to Section 3-309.2, Swimming/Tennis (Racquet) facilities in the RA zoning district with special permit and site plan approval. No one spoke. The public hearing was closed. Mr. Green moved to adopt the following ordinance. Mr. Brumfield seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur
W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks
Nays: None
Absent During Vote: None
Abstention: None

ORDINANCE

AN ORDINANCE TO AMEND SECTION 3-309, OUTDOOR RECREATION,
2. SWIMMING/TENNIS (RACQUET) FACILITIES

WHEREAS, by the adoption of this Ordinance the Board of Supervisors has determined that the public necessity, convenience, general welfare or good zoning practice require amendments to the Fauquier County Zoning Ordinance; now, therefore be it

ORDAINED, by the Fauquier County Board of Supervisors this 16th day of July, 1996, that Section 3-309 2. of the Fauquier County Zoning Ordinance be, and is hereby, amended as follows:

SITE
PLAN
RC
RA
RR-2
V
R-1
R-2
R-4
TH
GA
MDP
C-1
C-2
C-3
CV
I-1

1-2

3-309 OUTDOOR RECREATION
(CATEGORY 9)

2. Swimming/Tennis
(Racquet)
 facility, public or private
 X

SP
SP
SP
SP

SP
P
P
SP
P

The underlined text represents the proposed amendment.

EXECUTIVE SESSION

Mr. Brumfield moved to go into executive session pursuant to Virginia Code Section 2.1-344(A)(7) for consultation with legal counsel pertaining to legal matters. Mr. Green seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur
W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks
Nays: None
Absent During Vote: None
Abstention: None

Upon reconvening from executive session, Mr. Brumfield moved to adopt the following certification. Mr. Green seconded, and the vote for the motion was unanimous.

CERTIFICATION OF EXECUTIVE MEETING

WHEREAS, the Fauquier County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provision of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1 of the Code of Virginia requires a certification by this Board of Supervisors that such executive meeting was conducted in conformity with Virginia Law; now, therefore, be it

RESOLVED this 16th day of July 1996, That the Fauquier County Board of Supervisors certifies that, to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the executive meeting were heard, discussed or considered by the Fauquier County Board of Supervisors.

VOTE:

Ayes: Mr. David C. Mangum; Mr. James G. Brumfield; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. Larry L. Weeks

Nays: None

Absent During Vote: None

Absent During Meeting: None